

CITY OF ALAMO HEIGHTS
CITY COUNCIL
January 28, 2008

A regular meeting of the City Council of the City of Alamo Heights, Texas was held at the Council Chambers, 6120 Broadway, at 5:30 p.m. on Monday, January 28, 2008.

Present and composing a quorum were:

Mayor Louis Cooper
Mayor Pro Tempore Bobby Rosenthal
Councilman Stan McCormick
Councilwoman Jill Souter
Councilman Bill Kiel
Councilwoman Susan Harwell

Also attending were:

City Manager Rebecca Waldman
City Attorney Mike Brennan
Finance Director Cynthia Barr
Public Works Director Shawn Eddy
Interim Fire Chief William Woodward
Police Chief Rick Pruitt
Assistant to the City Manager Marian Ramirez
Community Development Manager Jack Guerra
Human Resources Manager & Deputy City Secretary Judie Surratt

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Mayor Louis Cooper called the meeting to order at 5:34 p.m.

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Mayor Cooper noted that there were no Minutes presented for approval and moved on to the Citizens to Be Heard segment of the Agenda.

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Citizens To Be Heard Concerning Non-Agenda Items

Ms. Margaret Houston, 140 Patterson Avenue, directed the Council's attention to a pin that she was wearing and stated that she was wearing it to emphasize a point. Ms. Houston informed everyone that the pin was made by Alamo Heights' resident Pat Hammond and was purchased at an Alamo Heights' business. Ms. Houston advised that information sheets on a number of books whose subject matter focused on improving community relations and how communities can improve their local economy through loosely knit alliances with local businesses had been placed

on the dais for each of the Council Members, adding that the books could be purchased at a local book store. Ms. Houston closed by asking all in attendance to "Shop Local".

Ms. Houston also wanted to make Council aware of a recent incident involving the Police Department's contribution to creating harmony between the community and local businesses. Ms. Houston related to Council members that she had contacted Police Chief Rick Pruitt about an upcoming book signing by the Sweet Potato Queen at the Twig Book Shop and her concern about a possible parking issue with the author's hot pink bus. Ms. Houston stated that the Police Department responded by sending Sgt. Cindy Pruitt to the store to take measurements to insure that the parking space would be adequate and safe; Sgt. James Mossman came later and assisted with parking the bus when it arrived, then Sgt. Cindy Pruitt returned with Officer Jordan Hosey and assisted with getting the bus out of the parking area safely. Ms. Houston went on to say that the many fans of the Sweet Potato Queen who came to the book signing shopped at the local businesses and took meals at local restaurants, as did the Sweet Potato Queen. Ms. Houston closed by thanking the Police Department for a wonderful job.

Ms. Jamie Boerner, 727 Patterson Avenue, reported to Council on an incident concerning her neighbors, Donald and Bonnie Jacobs of 721 Patterson Avenue, in regards to the project at 725 Patterson Avenue. Ms. Boerner stated that the Jacobs received notification from Mike Holloway, via Federal Express, that they were going to have to demolish or move their fence between the two properties as it extended into 725 Patterson and that the removal must be completed by February 1st. Ms. Boerner added that the fence had been there for over 30 years so there must have been a permit issued for it to be built and was questioning whether it was grandfathered. She went on to say that she thought it was wrong that a long-time resident and tax payer could be treated this way. Ms. Boerner also expressed her concern about City Public Service digging a trench and possibly damaging the roots of her oak trees.

Councilman McCormick reminded Ms. Boerner that the Council could not respond to her under the Citizens to be Heard portion of the meeting but he wanted her to know that her comments were not falling on deaf ears.

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Mayor Cooper then announced that Agenda Item No. 7 was being moved up.

Mayor Cooper then read the caption to a new Ordinance.

AN ORDINANCE APPROVING A REPLAT OF THE EXISTING LOTS AT 218 WEST ELMVIEW PLACE AND 215 WEST FAIR OAKS PLACE INTO ONE NEW COMBINED LOT WITH A PLAT NOTE ADDED LIMITING THE SIZE AND HEIGHT OF THE MAIN BUILDING OR STRUCTURE ON THE REPLATTED LOT TO THE SIZE AND HEIGHT OF A MAIN BUILDING OR STRUCTURE PERMITTED ON A 75' x 130' LOT UNDER THE BUILDING STANDARDS IN EFFECT ON THE DATE THE REPLATTING APPLICATION WAS FILED WITH THE CITY.

Councilwoman Susan Harwell announced that for business and personal reasons she would be recusing herself from discussion and voting on this agenda item, not because it was required but because she felt it was the right thing to do. Councilwoman Harwell left the Council Chambers at 6:47 p.m.

Mr. Guerra then recalled the history of the project, including the objections of neighbors and informed Council that an Ordinance restricting future building development on the property had been created to address their objections. Mr. Guerra continued saying that all the local neighbors had been given a copy of the draft of the new Ordinance and as a result, the neighbors had all withdrawn their objections to the replat. Councilman Bill Kiel interjected that he now supported this replat based on the restrictions in the proposed Ordinance.

Ms. Suzanne Forgy, 210 West Elmview Drive, representing the neighbors in this case, stated that they were mostly concerned with the size of any structure that might be built on the property in the future and having seen the proposed Ordinance, they were all fine with the replat.

As there were no more citizens wishing to speak or discussion requested on the item, Mayor Cooper asked for a motion. Councilman Kiel made a motion to approve the replat of the lots at 215 West Fair Oaks Drive and at 218 West Elmview Drive. Councilman Bobby Rosenthal offered a second to the motion.

Councilwoman Jill Souter asked that before the Council Members voted she would like to thank Mr. George Parker, owner of the two properties, for his offer to include restrictions on size and height in the new Ordinance, and for working so closely with his neighbors to come to a resolution.

Mayor Cooper then called for a vote. Council Members McCormick, Rosenthal, Souter and Kiel voted in favor; Councilwoman Harwell, who had recused herself, did not vote. The motion passed.

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Councilwoman Harwell returned to the meeting at 7:08 p.m.

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Staff Reports

Police Chief Rick Pruitt briefed the Council on additional coyote sightings and the various agencies he had contacted in regards to this problem. Chief Pruitt then introduced Mr. Richard Heilbrun, an Urban Wildlife Biologist with the Texas Parks and Wildlife Department. Chief Pruitt stated that the purpose for Mr. Heilbrun's attendance was to make a presentation on urban coyote management and to answer any questions the Council Members or residents might have.

Mr. Heilbrun showed a brief PowerPoint presentation on characteristics and habits of coyotes to help everyone better understand this animal. Mr. Heilbrun emphasized that if you

a new colony will eventually move in to take its place; so trapping and shooting will not solve the problem. Mr. Heilbrun noted that the main concerns with urban coyotes were the spread of disease, attacks on pets and attacks on humans. In response to these concerns, Mr. Heilbrun informed everyone that rabies had not been attributed to coyotes in many years; mostly it came from raccoons and skunks. He added that coyotes may attack small pets if they are running loose but rarely attack a pet that is on a leash being held by a human. Mr. Heilbrun commended the City for taking a proactive approach to this problem and that Alamo Heights was way ahead of other local communities in putting together a plan of action; the only area that needed improvement was targeted education in the community. Mr. Heilbrun commented that Chief Pruitt had already put together a matrix for evaluating reports of coyote sightings to assist staff in determining what action needed to be taken. A handout was distributed to Council Members containing a Coyote Sightings Report for the period of July 6, 2007 through January 23, 2008, an Alamo Heights Police Department Coyote Sighting Report form, and an information sheet from Texas Parks and Wildlife on the "7 Warning Behaviors" of Urban Coyotes. Mr. Heilbrun recommended that the City review the "7 Warning Behaviors", determine a maximum acceptable level of behavior and then develop a matrix based on that level. Mr. Heilbrun suggested that the best policy for dealing with coyotes was to develop a management strategy intensifying citizen education efforts, creating and enforcing animal ordinances and adverse conditioning.

Councilman Rosenthal stated that he has seen coyotes lying around in yards during the day and believes we are already at level 3.

Councilman McCormick asked Mr. Heilbrun if he knew how many coyotes were in Alamo Heights. To which, Mr. Heilbrun replied that he believed the number was somewhere between 2 and 10 but he could not be sure without doing a study.

Councilman Kiel agreed with Councilman Rosenthal that the City was at level 3, adding that while driving, he encountered one by the side of the road at La Jara Blvd. and Corona Avenue, somewhere between 10:00 am and Noon. Councilman Kiel said that he drove closer to the animal, yelled at it and honked his horn but it did not retreat.

There were numerous additional questions posed to Mr. Heilbrun and continued discussion between the Council and members of the audience. After which, Mayor Cooper thanked Mr. Heilbrun for his enlightening presentation and asked Chief Pruitt to put all this information together and report back to Council with a recommendation.

The Mayor then proceeded to the next Staff Report, Agenda Item No. 2, an update on the proposed development at 110 Chichester Place being presented by Community Development Manager Jack Guerra.

Mr. Guerra explained the original plan was for 10 condos but due to changes in the market had been reworked to 20 condos and that the changes were presently being reviewed by the Architectural Review Board (ARB). Mr. Guerra informed Council Members that as part of this review process, the developer would have to submit an amended flood plain development permit request, and noted that this is the same process as Citibank had to go through with their drive-thru

window project. Mr. Guerra concluded by saying that the redesign meets the City's requirements for property zoned Multi-Family and Business-1.

Councilman Stan McCormick asked if there had been any discussion with the developer about cleaning up the lot to make it more pleasing as it is a bit of an eye sore. Mr. Guerra replied that the Demolition Delay Ordinance requires the lot to be kept in a clean order and he would contact them about the condition of the lot immediately.

Councilman Kiel stated that, as he remembered, the original presentation was for a 10 unit complex; and that was before the new flood plain map had been approved. He commented that he understood that the new flood plain actually goes more onto the property. He continued saying that he had heard that parking is now an issue; what had been 20 spaces are now 40 spaces, a fairly substantial change to the original plans that had been presented to Council. The Councilman emphasized that this case would have to come back to the Council for two reasons: (1) because it is a multi-family project that requires ARB review and City Council approval and (2) because of the very significant changes creating a possible compatibility issue.

Councilwoman Souter advised that in the minutes from the ARB meeting, 6 items were outlined as concerns. Ms. Souter wanted to know if Mr. Guerra, the ARB and the applicant were currently working through these issues. Mr. Guerra replied that they were working on these concerns but were still in the preliminary process.

Councilwoman Souter then asked Mr. Guerra about the mention of a flood plain development permit review. Mr. Guerra responded that the applicant had submitted a flood plain review in conjunction with their original Demolition Permit request and Flood Plain Development Permit request. Mr. Guerra stated that the original plans took more out of the flood plain which may have a positive effect on the flow of water downstream; however, with the change in the plans, a greater reduction may be realized. Mr. Guerra added that the developer will still need to give us the revised information and that they are very aware of that fact.

Councilwoman Souter commented that even though the footprint of the structures had been reduced, there was concern by citizens that the topography of the lot would be changed. To which, Mr. Guerra replied that the developer cannot change the elevation of the property but will have to go higher with the foundation to prevent water flooding the structures.

Councilman Rosenthal stated that the new flood plain maps are coming out this week and supposedly there is a period where there is to be some uncertainty about what the new flood plain lines are going to be. Councilman Rosenthal questioned how we are going to deal with projects in general and with this project in particular during this period of limbo. Mr. Eddy advised that any applications received while the existing flood plain map was in effect would remain under that flood plain's lines.

Considerable discussion and questions ensued between Council Members and Staff regarding the flood plain map topic.

Councilman McCormick asked whether it made practical sense to operate under a faulty map and stated his concern that residents would have to live with the consequences.

Before proceeding to the Citizens to be Heard segment, Mayor Cooper asked the architect for the project, Lindsey Thorn of Thorn & Graves, if he would like to speak about the questions and concerns presented.

Mr. Thorn reported that he had met with the neighbors about the changes to the project, that engineers were looking at the drainage issue but it appeared there would be no difference in water runoff between the revised plan and that of the original design. Mr. Thorn agreed that the lot was affected by the flood plain but that the new 100 year flood plain map was out and he couldn't see any difference at all. He reminded Council and residents that this is still a preliminary design and he will continue to work with the neighbors on it.

The Mayor then moved to Citizens to be Heard for this Agenda Item.

Mr. David Watkins, residing at 115 Grandview Place, informed the Council Members that at the time the original plans were presented, he thought the 10-unit structure was a good project but that he had a concern about water being channeled into his yard. He stated that he and Mr. Thorn had spent days walking the property discussing his concern and that as a result, the issue with the flow of water onto his property had been resolved. Mr. Watkins went on to say that three weeks ago he became aware of the new design that increased the density from 10 units to 20 units. Mr. Watkins questioned whether the City would lose money from the Corps of Engineers because of this project redesign.

Ms. Meredith Hanson, 115 Grandview Place, stated that the original plan had a garden area in the center of the complex and green space; but in the new plan, the garden area has become 40 parking spaces. Ms. Hanson said that her concerns are that this revision will change the way water flows off the site and that since the project is in the flood plain, the City will lose funds from the Corps of Engineers.

Ms. Susan Wilson, 413 Cleveland Court, informed the Council that the neighbors did have a good meeting with Mr. Thorn on Thursday night. She continued saying that the changes to the project were the cause of the problems, but she could see why the changes were necessary and felt that the issues would be resolved. She concluded by saying that her major concern is the plain, institutional design.

Ms. Marcelle Rose, 119 Grandview Place, agreed with the previous speakers in that the design went from a quaint French village look to a motel. Ms. Rose repeated her comment from the previous Council Meeting that it was appalling how many condo/apartment units were vacant and cautioned that we were becoming a village of empty apartments and condos. Ms. Rose also commented on the condition of the lot and the issue of the new flood plain map.

Mr. Richard Rose, also residing at 119 Grandview Place, noted the Grace Glen culvert, which is within the flood plain, is very old and has not been maintained for 30 years and no one

has taken responsibility for it. He suggested that with all the development going on in the area that this is the best time and cheapest time to upgrade it.

Dr. Maria Cruz, 132 Chichester Place, stated that she is right next door to this project and that she believes the developer has exceeded his permit by storing piles of concrete on the lot. Dr. Cruz informed Council Members that she has a practice at the 132 Chichester address and a number of times she has had to call the police because brawls have broken out among the construction workers; impeding her ability to conduct business. She also stated that she has two retaining walls on her property, one between her property and the condos next door and one between her property and 110 Chichester Place. She added that on the original plans a very nice retaining wall was to be built to replace the old wall but she didn't see it on the revised plans.

The Mayor thanked everyone for their comments and there being no other residents wanting to speak on this agenda item, Mayor Cooper moved on to the Consent Items.

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Consent Items

Mayor Cooper read the captions for the Consent Items:

Agenda Item No. 3: Request for permission for refund of duplicate or erroneous property tax payments to the following tax payers: Gerald T. Drought - \$621.41, Kenneth Neal Hiller - \$1,701.70, Kristen S. Marshall - \$803.12, Gloria Gouger Massey - \$2,082.86, Forrest Nolan Welmaker - \$711.32.

Agenda Item No. 4: Consideration of an Ordinance amending Chapter 5 – Building and Building Regulations of the code of ordinances by amending Section 5-400.

Agenda Item No. 5: Authorizing the expenditure of \$27,150 to purchase 150 additional Flow Metrix Water Leak Detection Sensors to expand the leak detection system to the City's entire water distribution network.

Agenda Item No. 6: Consideration and approval of an Ordinance which extends the Professional Services Agreement with Rebecca Waldman as City Manager for an additional term of two (2) years and authorizes the Mayor to execute and administer said agreement on behalf of the City.

Mayor Cooper asked the Council Members if there were any questions or any discussion required, and as there was none, called for a motion. Councilman Rosenthal made a motion to approve the consent items and Councilwoman Souter seconded the motion. The Mayor announced that before a vote was taken, citizens who had signed up to speak on these agenda items would be heard.

Ms. Margaret Houston, 140 Patterson Avenue, referencing Agenda Item No. 6, wanted to know if the length of the new contract with the City Manager was different from previous

employment contracts. Mayor Cooper responded saying that yes there was a change from a one year contract to a two year contract. Councilwoman Souter added that it is normal for cities to have two or three year contracts with their city managers.

No other citizens requested to speak and the Mayor called for a vote on the motion to approve the consent items. All Council Members voted in favor and the motion carried.

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Mayor Cooper announced that the Council would take a 15 minute break and adjourned the meeting at 7:28 p.m.

The Mayor reconvened the meeting at 7:50 p.m. and proceeded to the Items for Individual Consideration.

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Items for Individual Consideration

Community Development Manager Jack Guerra presented Agenda Item No. 8, a request for a Demolition Permit for 235 E. Oakview Place by the owners, Donald and Maureen King. Mr. Guerra reported that the existing structure was a one story house with a detached garage and the replacement structure would also be a one story house with a detached garage and meets all the Residential Development Standards, noting that this was rare - a one story house being replaced by a one story house. Mr. Guerra stated that Staff recommended approval.

Council Members Kiel, Harwell and Souter questioned Mr. Guerra about various aspects of the project.

Ms. Margaret Spencer, 140 Patterson Avenue, asked if any trees would be felled. Mr. Guerra replied that the Kings were making every effort to preserve the trees that were there.

Ms. Margaret Houston, 140 Patterson Avenue, had questions about the notification process. Ms. Houston, though pleased with the design of this project, wanted to know why the Demolition Permit requests were not listed in the City's Newsletter or some other type of city-wide notification. She stated that there is no city-wide notification but demolition is a city-wide issue.

Councilman Kiel reminded all in attendance that these notifications are posted on the City's web page and even though he realizes that not everyone has computers, citizens have to be proactive in getting City information. Councilman Kiel expressed his desire that Staff look into what can be done to improve on this; however, he did not feel that the City's newsletter was the correct venue as it is only published once a month.

Mayor Cooper then asked for a motion on the request for a Demolition Permit for 235 E. Oakview Place. Councilman McCormick offered a motion to approve the request for a Demolition Permit for 235 E. Oakview Place. Councilman Rosenthal seconded the motion. All Council Members voted in favor and the motion passed.

The Mayor proceeded to Agenda Item No. 9, the Consideration of a request for a Demolition Permit and of Architectural Review Board Case No. 290 for 137 Katherine Court.

Community Development Manager Jack Guerra informed Council that this project met all Residential Design Standards (RDS) and that no written communication had been received for or against the demolition; however, there were some residents who attended the ARB meeting who were opposed to demolition in general. Mr. Guerra stated that Staff is recommending approval of the demolition permit.

Council Members posed numerous questions to Mr. Peter DeWitt, architect for the project, regarding the drainage issue which was the primary concern on this project. Mr. DeWitt responded by relating all the design measures that were going to be put in place to limit the amount of water runoff and channel 80% of it down the driveway to the street.

Mayor Cooper then called on the first citizen signed up to speak, Mr. Bryan David Smith.

Mr. Smith informed all that he was currently residing at 550 Ivy Lane in Terrell Hills and that he and his fiancé had contracted to purchase the residence next door at 143 Katherine Court and hoped to take possession by February 11th. Mr. Smith commented that he is favorable to the design of the project but has great concern about water runoff and some minor concerns about a limb from a pecan tree on that property that is resting on the roof and about a deteriorating fence that no one seems to know who the owner is. In regards to the water runoff issue, Mr. Smith wanted to know if an engineering study had been done or if there were any drawings showing the path of water runoff. In closing, Mr. Smith said that he didn't feel the Council had to act on this item at this time and that it could be tabled until such time as an engineering study was submitted.

A lengthy discussion ensued between Council Members, Staff and Mr. De Witt on the drainage issue, mostly regarding an engineering study and whether the City could require that one be done.

City Attorney Mike Brennan advised Council that they could approve the demolition permit but directing staff not to issue a building permit until they are in receipt of an engineer's drainage study that shows that no more water will flow onto the neighbors' property than now flows onto their property

Mr. Mike Forrest, 155 Katherine Court, also spoke on the possibility of increased water runoff due to this project; adding that water running into the street will flow onto the properties across the street as well.

Mayor Cooper asked if anyone else wished to speak or if any further discussion was required by Council; and as there was no response, the Mayor asked for a motion.

Councilman Rosenthal made a motion that Council approve the demolition permit for the structure at 137 Katherine Court, not to include the retaining wall on the east side of the property, and instruct City Staff not to issue a building permit until the City has received an engineer's sealed engineering report that ensures that no added water flow will go to the east or west side of the property. Councilwoman Souter seconded the motion made by Councilman Rosenthal, all Council Members voted in favor and the motion passed.

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Mayor Cooper read the caption to an Ordinance.

AN ORDINANCE ORDERING A GENERAL ELECTION IN THE CITY OF ALAMO HEIGHTS, TEXAS. TO BE HELD ON THE 10TH DAY OF MAY, 2008, FOR THE ELECTION OF THREE COUNCIL MEMBERS FOR PLACES THREE (3), FOUR (4) AND FIVE (5), AS PROVIDED BY THE CITY CHARTER, THE TERM OF SUCH OFFICES TO BE FOR TWO (2) YEARS TERMINATING WHEN THEIR SUCCESSORS ARE ELECTED AND QUALIFIED; PROVIDING THE DETAILS THEREFORE AND PROVIDING FOR A PROCLAMATION AND NOTICE OF SUCH GENERAL ELECTION.

Deputy City Secretary Judie Surratt informed the members of the Council that the City has the option of contracting with Bexar County Elections to participate in a joint election for the May 10, 2008 General Election, adding that this will be for the election of Council Places 3, 4 and 5. Ms. Surratt reminded the Council that in a joint election, Bexar County Elections conducts the entire election process and bills each of the members of the joint election on a pro-rata basis and voters are able to participate in the early voting process at any of the Bexar County election sites located all over Bexar County. Ms. Surratt told Council that contracting with the County benefits the City by reducing election expense and benefits registered voters in Alamo Heights by expanding the number of voting locations and days and hours the polls are open; consequently, Staff recommends approval of the Ordinance calling for an election and approving the participation of the City of Alamo Heights in the Bexar County Joint Election.

Councilman Rosenthal made a motion to approve the Ordinance ordering the general election. The motion was seconded by Councilwoman Souter and the vote was unanimous in favor.

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Mayor Cooper read the caption to another Ordinance.

AN ORDINANCE EXTENDING THE CURRENT FISCAL YEAR OF THE CITY FROM APRIL 1, 2008 THROUGH SEPTEMBER 30, 2008 AND ESTABLISHING THE FUTURE FISCAL YEARS OF THE CITY TO BE OCTOBER 1ST OF EACH YEAR THROUGH THE FOLLOWING SEPTEMBER 30TH.

Finance Director Cynthia Barr explained the numerous benefits to the City by making this change to the fiscal year, most notably in the budgeting process and in determining the property revenues since certified values are not received from the appraisal district until July 25th.

Councilwoman Souter commented that this was long overdue and made a motion to adopt the Ordinance extending the current fiscal year and changing the City's fiscal year to October 1st through September 30th. Councilwoman Harwell agreed and seconded the motion. The vote was unanimous in favor and the motion passed.

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Mayor Cooper moved on to Agenda Item No. 12 and read the caption to an Ordinance.

AN ORDINANCE APPROVING AN INTERLOCAL AGREEMENT FOR
DETENTION SERVICES WITH THE CITY OF SAN ANTONIO AND
AUTHORIZING THE CITY MANAGER TO EXECUTE SAID AGREEMENT.

Police Chief Rick Pruitt explained that under this Interlocal Agreement the City of San Antonio would provide magistration, temporary holding services and administrative support of prisoners on a schedule of 24 hours – 7 days a week, at a cost of \$56 per person arrested. Chief Pruitt estimated the fiscal impact to be between \$10,000 and \$12,000 per year. Chief Pruitt stated that Staff recommended approval of the Ordinance authorizing the City Manager to enter into an Interlocal Agreement with the City of San Antonio for magistrate and detention services.

Minimal discussion followed Chief Pruitt's presentation; after which, the Mayor asked for a motion.

A motion to adopt the Ordinance was offered by Councilman Rosenthal and was seconded by Councilman Kiel. All Council Members voted for adoption of the Ordinance; the motion passed.

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Mayor Cooper moved to the last Agenda Item, No. 13, and read the captions to a three-part Ordinance.

AN ORDINANCE REPEALING CHAPTER 5.5 – CABLE TELEVISION
REGULATIONS, REPEALING AND RESERVING CHAPTER 3 –
ALCOHOLIC BEVERAGES, CHAPTER 13 – PEDDLERS AND SOLICITORS,
ARTICLES IV AND V OF CHAPTER 10 – MISCELLANEOUS PROVISIONS
AND OFFENSES OF THE CODE OF ORDINANCES, REPEALING
ORDINANCE NO. 13 15, ADOPTING NEW ARTICLES IV. ALCOHOLIC
BEVERAGE LICENSES AND V. PEDDLERS AND SOLICITORS OF
CHAPTER 10 – MISCELLANEOUS PROVISIONS AND OFFENSES OF THE
CODE OF ORDINANCES, AND AMENDING CHAPTER 16 – STREETS AND

SIDEWALKS OF THE CODE OF ORDINANCES BY ADOPTING NEW ARTICLES VI. USE OR DISPOSITION OF PUBLIC RIGHT OF WAY AND VII. PARADES, RACES, RUNS, WALKS AND OTHER ORGANIZED ACTIVITIES

AN ORDINANCE AMENDING CHAPTER 5 – BUILDING AND BUILDING REGULATIONS OF THE CODE OF ORDINANCES BY REPEALING AND RESERVING SECTIONS 5-202 – 5.219 IN ARTICLE VIII. APPLICATION FOR BUILDING PERMITS AND ARCHITECTURAL REVIEW, AMENDING CHAPTER 12 – PARKS AND RECREATION OF THE CODE OF ORDINANCES BY REPEALING AND RESERVING ARTICLE II. RECREATION BOARD AND ARTICLE III. PARKS AND BEAUTIFICATION BOARD, AMENDING THE APPENDIX A – ZONING OF THE CODE OF ORDINANCES BY REPEALING AND RESERVING SECTIONS 17-19.1, AND AMENDING CHAPTER 2 – ADOPTING A NEW ARTICLE III. BOARDS AND COMMISSIONS

AN ORDINANCE REPEALING APPENDIX A: ZONING OF THE CODE OF ORDINANCES AND ADOPTING A NEW CHAPTER 3 OF THE CODE OF ORDINANCES ENTITLED ZONING

Public Works Director Shawn Eddy explained that the three ordinances were essentially a “clean-up” of the city codes and that the changes, with the exception of revising the public notification requirements for boards and commissions, were non-substantive. Mr. Eddy further explained that the ordinances deleted an outdated chapter, relocated several chapters and articles and combined the Residential Design Standards with the existing Zoning Code.

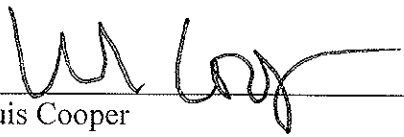
After some questions by Council, Mayor Cooper asked for a motion. Councilman Kiel made a motion to adopt the Ordinance revising the City Code of Ordinances; to which, Councilwoman Souter offered a second. There was no opposition and the motion passed.

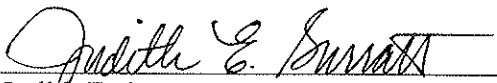
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There being no further business on the Agenda, Mayor Cooper called for a motion to adjourn the regular meeting. Councilman McCormick made a motion to adjourn and Councilwoman Harwell seconded the motion. All Members voted in favor and the Mayor adjourned the meeting at 9:50 p.m.


Louis Cooper
Mayor


Judith E. Surratt
Deputy City Secretary